PROB 12C
(07/06)

United States District Court
Southern District of Texas
ENTERED
April 19, 2016
David J. Bradley, Clerk

UNITED STATES DISTRICT COURT
for the
SOUTHERN DISTRICT OF TEXAS

Petition for Warrant or Summons for Offender Under Supervision

Name of Offender: Miguel Guerrero | Case Number: 5:14CR00665-001

Name of Sentencing Judge: The Honorable Diana Saldaña

Date of Original Sentence: January 6, 2015

Original Offense: Count 1: Conspiracy to transport an undocumented alien within the United States for the purpose of commercial advantage and private financial gain, in violation of 8 U.S.C. §§ 1324(a)(1)(A)(ii) and 1324(a)(1)(A)(v)(I)

Count 2: Transport and attempt to transport an undocumented alien within the Untied States by means of transportation and otherwise for commercial advantage and private financial gain, in violation of 8 U.S.C. §§ 1324(a)(1)(A)(ii) and 1324(a)(1)(B)(i)

Count 3: Transport and attempt to transport an undocumented alien within the Untied States by means of transportation and otherwise for commercial advantage and private financial gain, in violation of 8 U.S.C. §§ 1324(a)(1)(A)(ii) and 1324(a)(1)(B)(i)

Original Sentence: 14 months custody, as to each of Counts One, Two, and Three, to run concurrently, three years, as to Counts One, Two and Three, to run concurrently, drug treatment, participate in an educational program, perform 75 hours of community service, and $100 assessment fee

Type of Supervision: Supervised Release | Supervision Started: 8/18/2015

Assistant U.S. Attorney: Roberto Ramirez | Defense Attorney: Oscar O. Pena

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EARLIER COURT ACTION

None

PETITIONING THE COURT

TO ISSUE A WARRANT for defendant located at Laredo, Texas

The probation officer believes that the offender has violated the following conditions of supervision:

Violation Number   Nature of Noncompliance

1   **New Law Violation: Assault Causing Bodily Injury**

2 **New Law Violation: Engage in Organized Criminal Activity**

3 **Failure to notify USPO within 72 hours of arrest or questioning by a law enforcement officer**

On March 7, 2016, laredo Police Department was dispatched to a call involving an assault at 508 Gale Street, Laredo, Texas. Upon arrival, officer met with the complainant, Raul Ramos and the complainants mother, Myra Banda. The complainant stated he was walking home with three friends when a blue Ford Explorer drove by them and the occupants of the vehicle began yelling out names. He stated the vehicle approached Springfield Avenue and made a u-turn and stopped next to them. Five male subjects got out of the vehicle and started assaulting him on the face. He stated the male subjects got back in the vehicle and left the scene. The complainant identified the five male subjects and pressed charges.

The offender was placed under arrest and charged with assault (C/A) and engaged in criminal activity (SJF). The offender was transported to the Webb County Jail, in Laredo, Texas and was released on bond the same day. The case remains pending. The offender failed to notify USPO within 72 hours of aforementioned arrest.

U.S. Probation Officer Recommendation: That a warrant be issued and no bond be set. Furthermore that the offender be brought before the Court to show cause why his supervised release should not be revoked.

[X] The term of supervision should be
    [X] revoked.
    [ ] extended for years, for a total term of years.

[ ] The conditions of supervision should be modified:

I declare, under penalty of perjury, that the foregoing is true and correct to the best of my knowledge.

Approved:

Respectfully submitted:

Sara Hinojosa, Supervising
U.S. Probation Officer

by

Elizabeth M. Sepulveda
U.S. Probation Officer
April 12, 2016

THE COURT ORDERS:

[ ] No Action

[X] The Issuance of a Warrant, and no bond.

[ ] The Issuance of a Warrant, and no bond. Furthermore, that the issue of Supervised Release violation be addressed by the U.S. District Court at the time of disposition of Criminal Case Number ________________.

[ ] The Issuance of a Warrant, and a bond of $__________ cash/surety with supervision as directed by the Probation Officer as a condition of said bond. Furthermore, that the issue of Supervised Release violation be addressed by the U.S. District Court at the time of disposition of the case currently known as __________________.

[ ] That the defendant be summoned to appear before the Court on _____________________ at ________________ for a Supervised Release violation hearing to show cause why his Supervised Release should not be revoked.

[ ] That the issue of Supervised Release violation be addressed by the U.S. District Court at the time of disposition in case #___________________.

[ ] That the defendant be brought before the Court to show cause why his supervision should not be revoked on ________________ at _______________.

[ ] Other:

Diana Saldaña
U. S. District Judge

April 19, 2016
Date